

*In the United States District Court
For the Middle District of Alabama*

ASD SPECIALTY HEALTHCARE, INC. d/b/a
ONCOLOGY SUPPLY COMPANY,

Plaintiff(s),

v.

ROBERT G. HICKES, M.D., P.C.
1301 Trumansburg Road, Suite Q
Ithaca, NY 14850,

Defendant(s).

SUMMONS

(Issued pursuant to Rule 4
of the Federal Rules of
Civil Procedure or other
appropriate laws.)

CIVIL ACTION CASE NUMBER:
1:05CV592-T

TO DEFENDANT

ROBERT G. HICKES, M.D., P.C.
c/o Robert H. Holdsworth, Jr.
Holdsworth & Feeney LLP
950 Danby Road, Suite 120
Ithaca, New York 14850

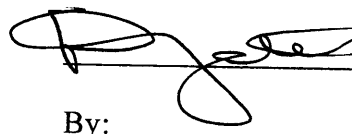
You are hereby summoned and required to serve upon plaintiff's attorney(s):

Heath A. Fite
Burr & Forman LLP
3100 Wachovia Tower
420 North 20th Street
Birmingham, Alabama 35203

a response to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. IF YOU FAIL TO DO SO, JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT. A signed copy of your response MUST also be filed with the court.

DATE: 2-2-06

SEE REVERSE SIDE FOR RETURN

 CLERK
By:

Deputy Clerk
(SEAL OF COURT)

NOTE: A separate summons must be
prepared for each defendant.

CLERK, U. S. DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
U.S. Courthouse
One Church Street
Montgomery, Alabama 36104

(3/92)

CASE NO. 1:05CV592-T

RETURN ON SERVICE OF WRIT

I hereby certify and return that on the _____ day of _____, 2006, I served this summons together with the complaint as follows:

- ☐ By personal service on the defendant at
- ☐ By serving a person of suitable age and discretion then residing in the defendant's usual place of abode. (Give name and address of person served.)
- ☐ By serving an officer, a managing or general agent, or any other agent authorized by appointment or by law to receive service of process of the defendant corporation, partnership, or unincorporated association. (Give name, capacity and address of person served.)

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date

Authorized or Specially Appointed Process Server

I hereby certify and return this _____ day of _____, _____, that I am unable to locate the individual, company, corporation, etc. named in this summons.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date

Authorized or Specially Appointed Process Server

Cost of Service:

Service fee:

\$ 0.00

Expenses: _____ miles @ _____ cents

\$ 0.00

TOTAL:

\$ 0.00